

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN  
FREEHOLDERS HELD ON TUESDAY, FEBRUARY 23, 2016 AT 4:30 P.M.  
IN THE COUNTY ADMINISTRATION BUILDING  
4 MOORE ROAD  
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Director Thornton presiding and the following members answering roll call:

Freeholders Desiderio, Gabor, Hayes, Morey and Thornton (5)

**STATEMENT OF DIRECTOR**

“This is a notice read pursuant to the requirements of the “Open Public Meetings Act.” At least 48 hours advance notice of this meeting has been provided by posting of the same in writing on the bulletin boards in the County Administration Building, and the County Clerk’s Office and mailing a copy of the notice to the Cape May County Herald and the Atlantic City Press and filing the same with the County Clerk, all being done on Wednesday, January 6, 2016.”

**MOMENT OF SILENCE**

**FLAG SALUTE**

**MINUTES – MOTION TO APPROVE MINUTES OF 02/09/16 REGULAR MEETING**  
FH Desiderio moved/ FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

COMMUNICATIONS: None.

**REPORTS:**

- 1) COUNTY ENGINEER: Dale Foster had no report.
- 2) COUNTY COUNSEL: Jim Arsenault had no report.
- 3) COUNTY TREASURER: Francine Springer had no report.

**FREEHOLDER REPORTS:**

- 1) FREEHOLDER MOREY: Mr. Morey thanked everyone for their participation with the delegation from Indonesia. That’s an important piece of commerce for the County and they really felt great about the welcome they received here he stated.  
  
In regards to the Aquaculture Industry he has been putting some energy into trying to work through some of the difficulties or what he termed as really a morass of regulation. He met with Russ Babb, Division Director last week for an hour and a half and thought it was a very productive meeting. It’s really a resolvable issue that just requires some energy and focus around it. The industry has the potential to grow probably five or ten-fold what it is today and it’s an outstanding product that really shines a positive light on our region and we want to get the product out to market.
- 2) FREEHOLDER GABOR: No report.
- 3) FREEHOLDER HAYES: The freeholder attended the Albert J. Carino Annual Basketball Hall of Fame Induction Ceremony in Cherry Hill for the South Jersey Area. Of the eight Inductees into the Hall of Fame, three of them were from Cape May County. The late Frank McAlarnen, Wildwood Catholic High

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2016 (CONTINUED)

School Athletic Director, Thomas Bowe of Sea Isle City and Lisa Foglio of Ocean City were inducted.

She announced the Cape May County Commission on the Status of Women and American Association of University Women will be presenting the Women's Leadership Conference Breakfast on March 12, 2016 from 10:00 a.m. to 12 noon in recognition of Woman's History Month. The keynote speaker is Lieutenant Governor Kim Guadagno. Reservation deadline is March 7, 2016. Tickets may be purchased by calling Bridget @609-425-1438. Information regarding the leadership conference is also available on the county website.

The Cape May County Library System will also be celebrating Women's History Month for the month of March by the showing of the movie *Iron Jawed Angels*. There will be one showing at the Main Library in Cape May Court House, and another at both the Wildwood Crest and Sea Isle City branches. The movie explains the history of the women's suffrage movement.

- 4) FREEHOLDER DESIDERIO: No report.
- 5) FREEHOLDER THORNTON: Director Thornton commented he was very impressed with the delegation in attendance tonight at the Caucus Meeting from Papua, Indonesia. The fact that they came here to do business is a testament to the investment we make in economic development and Will Morey has certainly been a leader on that. They came here and purchased an aircraft from Pen Turbo at the airport for 7 million dollars which is really significant. They indicated they may come back and purchase more aircraft in the future. He thanked everyone involved including Pen Turbo for the significant part they play in the economy of the county that people don't realize.

**RESOLUTIONS:**

**INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES**

- 168-16 Resolution applying to New Jersey Department of Law and Public Safety Division of Criminal Justice for Edward Byrne Memorial Justice Assistance Grant #JAG1-6-14 in the amount of \$5,279.00.  
(This Resolution authorizes an application for the period 2/3/16 to 2/2/17 in the amount of \$5,279.00 to provide for law enforcement activities and programs.)
- 169-16 Resolution applying to New Jersey Department of Law and Public Safety Division of Highway Traffic Safety for Underage Alcohol Enforcement Project Grant in the amount of \$23,000.00.  
(This Resolution applies for grant funds for the period of 5/1/17 to 9/30/17.)
- 170-16 Resolution appointing certain County employees to their permanent position in their respective offices (Facilities & Services).  
(This Resolution is appointing County employees from a New Jersey Civil Service Commission Certification which makes them permanent in their titles.)
- 171-16 Resolution authorizing Shared Services Agreements with certain municipalities within Cape May County for the Cape May County Animal Shelter.  
(This Resolution authorizes Shared Services Agreements with certain Cape May County Municipalities for animal sheltering services.)
- 172-16 Resolution awarding competitive contract to Securus Technologies, Inc. for the provision of web based video visitation system for Cape May County Correctional Center.  
(This Resolution awards a five year contract to Securus Technologies, Inc. for the provision of a web based video visitation system for the Correctional Center, commencing January 26, 2016 through January 25, 2021.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2016 (CONTINUED)

- 173-16 Resolution authorizing Change Order No. 01 to County Contract 13-58 with Securus Technologies, Inc. for provision of inmate phone and jail management system.  
(This Resolution authorizes Change Order No. 01 with Securus Technologies, Inc. implementing a “New FCC Order” regulating calling rates for inmate phone service.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

**INTRODUCED BY MS. GABOR, SECONDED BY MR. MOREY**

- 174-16 Resolution authorizing a non-fair and open contract with Jewish Family Services of Atlantic County, Inc., for trauma focused cognitive behavioral therapy in the amount of \$93,465.00.  
(This Resolution authorizes a non-fair and open contract with Jewish Family Services of Atlantic County, Inc., in the amount of \$93,465.00 to provide counseling to Cape May County children and youth who have experienced a traumatic event.)
- 175-16 Resolution authorizing subcontract renewal with Volunteers in Medicine of Cape May County for free volunteer primary care medical clinic program in the amount of \$70,000.00.  
(This Resolution authorizes a subcontract renewal (year 5 of a five year period) with Volunteers in Medicine of Cape May County from 1/1/2016 through 12/31/2016 to provide Free Volunteer Primary Care Medical Clinic Program for Cape May County Human Services Department.)
- 176-16 Resolution authorizing renewal of various 2015 subcontracts for specified programs through County Department of Human Services in the amount of \$101,858.00.  
(This Resolution authorizes renewal of various subcontracts with New Hope Foundation, Maryville, Inc., and Hendricks House for specified programs administered thorough the Department of Human Services.)
- 177-16 Resolution authorizing Professional Service Agreement with On-Site Health Services, P.C. for Ophthalmic Services for Crest Haven Nursing and Rehabilitation Center on an as needed basis.  
(This Resolution authorizes a Professional Services Agreement effective 1/1/16 through 12/31/16 to provide ophthalmic services for eligible residents at Crest Haven Nursing and Rehabilitation Center.)
- 178-16 Resolution authorizing Professional Service Agreement with Keith T. Bopf, DPM for podiatry services for Crest Haven Nursing and Rehabilitation Center on an as needed basis.  
(This Resolution authorizes a Professional Service Agreement effective 1/1/16 through 12/31/16 to provide podiatry services for eligible residents at Crest Haven Nursing and Rehabilitation Center.)
- 179-16 Resolution amending Resolution No. 3-16 designating departments for 2016.  
(This Resolution adds to the directorship of the Department of Health and Human Services the Department of Social Services.)
- 180-16 Resolution appointing Nichol Hoff and Barbara Makoski as members to the Cape May County Human Services Advisory Council.  
(This Resolution authorizes the appointment of Nicole Hoff and Barbara Makoski to the Human Services Advisory Council, term to be 03/01/16 to 12/31/18.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2016 (CONTINUED)

- 181-16 Resolution authorizing the write-off of certain accounts receivable at Cape May County Health Department.  
(This Resolution authorizes the County’s Health Department to write-off uncollectible accounts receivable originating from Environmental Health Rider, Environmental Health Services, and Physical Therapy. These matters have been deemed uncollectible dating back from 2006-2014.)
- 182-16 Resolution applying to New Jersey Department of Law and Public Safety for FY15 Hazardous Materials Emergency Preparedness Training Grant in the amount of \$82,259.13.  
(This Resolution authorizes an application to the State for grant funds to conduct Hazardous Materials Awareness and Operations/Confined Space Awareness and Operations training for first responders for the period 9/30/15 to 9/30/18.)
- 183-16 Resolution authorizing the execution of amendment to Shared Services Agreement between the County of Cape May and the Cape May County Municipal Utilities Authority to provide for the temporary staffing of the position of County Laboratory Director.  
(This Resolution authorizes amendment to a mutual agreement between the County of Cape May and the Cape May County Municipal Utilities Authority for the temporary staffing of the position of County Laboratory Director to extend the term of the Agreement through May 31, 2016.)
- 184-16 Resolution authorizing execution of FY 2014 Continuum of Care Program Grant Agreement between the United States Department of Housing and Urban Development (HUD) and Cape May County.  
(This Resolution authorizes a Grant Agreement with HUD for FY 2014 Continuum of Care Program.)
- 185-16 Resolution authorizing the renewal of a Shared Services Agreement with the County of Atlantic for use of the Atlantic County Detention Center, known as Harborfields.  
(This Resolution authorizes renewal of a Shared Services Agreement with Atlantic County for the placement of Cape May County juveniles at the Atlantic County Detention Center, known as Harborfields, commencing January 1, 2016 through December 31, 2016.)
- 186-16 Resolution approving the monthly disbursements from the Department of Social Services for the TANF, General Assistance and Clearing Accounts.  
(This Resolution accepts and approves the monthly disbursement for the TANF, General Assistance and Clearing Accounts as submitted by the fiscal department for Social Services.

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X				X	
Ms. Hayes	X					
Mr. Morey	X					X
Mr. Thornton	X					

**INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERIO**

- 187-16 Resolution supplementing the 2016 Salary Resolution and approving appointments and salaries.  
(This Resolution authorizes the hiring of new County employees, temporary assignment pay, salary changes or corrections, title changes and promotions of County employees when applicable.)
- 188-16 Resolution constituting an agreement with certain vendors for advertising, commercials and promotional media for the year 2016.  
(This Resolution enables County departments to use specified resources for promotional marketing without public advertising for bids as permitted by law.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2016 (CONTINUED)

- 189-16 Resolution awarding competitive contract to Aramark Sports and Entertainment Services, LLC for the operation and leasing of concession facilities at the Cape May County Park and Zoo.  
(This Resolution awards a ten year contract to Aramark Sports and Entertainment Services, LLC for the provision of operation and leasing of concession facilities at the County Park and Zoo commencing February 24, 2016 through 12/31/2025.)
- 190-16 Resolution authorizing the Board to hold a meeting excluding the public on February 23, 2016 at 3:30 p.m. or as soon thereafter as possible or as practicable.  
Matters falling within the attorney-client privilege and personnel matter.  
(This Resolution authorizes the Board of Chosen Freeholders to conduct a meeting excluding the public at the stated time in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq.)
- 191-16 Resolution granting and amending various Leaves of Absence to County Employees.  
(This Resolution authorizes County Employees to be placed on a Leave of Absence in accordance with the County Leave of Absence Policy and the Family Medical Leave Act (FMLA).)
- 192-16 Resolution Transferring Funds 2015 Budget.  
(This Resolution authorizes the transfer of funds from one department to another department.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X					

**INTRODUCED BY MR. MOREY, SECONDED BY MS. GABOR**

- 193-16 Resolution reappointing Dave Clemans to the Cape May County Open Space Review Board.  
(This Resolution authorizes the reappointment of Dave Clemans to the Open Space Review Board to a term to expire February 23, 2017.)
- 194-16 Resolution authorizing Professional Service Agreement with American Aerospace Technologies, Inc. for the Department of Planning and Economic Development in the amount of \$5,000.00.  
(This Resolution authorizes a PSA with American Aerospace Technologies, Inc. effective 2/24/2016 through 09/02/16 to obtain and utilize in a professional and legally compliant fashion a "public use Certificate of Waiver or Authorization" ("public use COA") enabling the County to pursue unmanned aircraft systems ("UAS") activities that are in the public interest.)
- 195-16 Resolution authorizing an agreement with Aspen Valuation Group, LLC for appraisal of Cape May County Historical Genealogical Society, known as Block 238, Lot 8.01, Lower Township, for an Open Space Program in the amount not to exceed \$3,100.00.  
(This Resolution approves a Professional Service Agreement with Aspen Valuation Group, LLC for appraisal of Block 238, Lot 8.01 at the Cape May County Historical Genealogical Society in Lower Township.)
- 196-16 Resolution authorizing an agreement with Legore & Jones for appraisal of Marshallville/Yanks farm, known as Block 12, Lot 23.01, Upper Township, for farmland preservation development easement appraisal in the amount of \$3,100.00.  
(This Resolution authorizes an agreement with LeGore & Jones, from Cape May, NJ, to obtain an appraisal on the Marshallville/Yanks Farm, Upper Township, Block 12, Lot 23.01, 26.7 acres through the farmland preservation development easement.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2016 (CONTINUED)

- 197-16 Resolution authorizing an agreement with The Hanson Organization for appraisal of Marshallville/Yanks farm, known as Block 12, Lot 23.01, Upper Township, for farmland preservation development easement appraisal in the amount of \$2,100.00.  
(This Resolution authorizes an agreement with The Hanson Group from Ocean City, NJ, to obtain an appraisal on the Marshallville/Yanks Farm, Upper Township, Block 12, Lot 23.01, 26.7 acres through the Farmland Preservation Development Easement.)
- 198-16 Resolution authorizing the execution of a Historic Preservation Trust Fund Grant Program Grant Agreement with the Naval Air Station Wildwood Foundation (NASW) for the project known as “Window Restoration and Painting of Historic Hangar #1 at the Cape May County Airport”, providing for a portion of the funding of this project, in a total amount not to exceed \$50,000.00, with adoption of all other terms and conditions of the annexed schedules.  
(This Resolution authorizes a Historic Preservation Trust Fund Grant Program Grant Agreement with NASW Foundation, for funding for the above referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et seq.)
- 199-16 Resolution authorizing the execution of a Historic Preservation Trust Fund Grant Program Grant Agreement with Historic Cold Spring Village Foundation for the project known as “For Preservation and Stabilization of Four (4) Historic Buildings Cold Spring Village”, providing for a portion of the funding of this project, in a total amount not to exceed \$15,750.00, with the adoption of all other terms and conditions of the annexed schedules.  
(This Resolution authorizes a Historic Preservation Trust Fund Grant Program Grant Agreement with Historic Cold Spring Village Foundation (HCSV), for funding for the above-referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et seq.)
- 200-16 Resolution authorizing an Indemnification Agreement with DelMoSports, LLC for its Escape the Cape Triathlon on June 12, 2016.  
(This Resolution gives permission to DelMoSports, LLC to utilize County roads for a triathlon.)
- 201-16 Resolution accepting the flasher installation at the intersection of Kings Highway (CR608) and Hagen Road in Dennis Township.  
(This Resolution authorizes execution of an agreement to assume ownership, jurisdiction, maintenance and operation of the flasher installation at the intersection of Kings Highway (CR608) and Hagen Road in Dennis Township.)
- 202-16 Resolution approving contract documents for 2016/2017 Furnishing RipRap Stone and authorizing the Clerk of the Board to advertise for bids for same.  
(This Resolution approves contract documents and authorizes advertisement.)
- 203-16 Resolution authorizing Change Order No. 2 in the amount of \$18,587.20 for the contract of Aliano Brothers General Contractors, Inc. for New Stone Harbor Branch Library.  
(This Resolution authorizes a change order to adjust the contract to reflect the as-built quantities.)
- 204-16 Resolution closing the contract and accepting the work of Chammings Electric, Inc. for Upgrade/Replace Emergency Electrical Systems at the Crest Haven Nursing Home and Rehabilitation Center.  
(This Resolution accepts the work and closes the contract.)

MINUTES OF A REGULAR MEETING HELD FEBRUARY 23, 2016 (CONTINUED)

- 205-16 Resolution awarding contract to Landberg Construction, LLC in the amount of \$298,172.50 for 2016 Miscellaneous Drainage Improvements I on Various County Roads in the Borough of Avalon.  
(This Resolution awards the contract for 2016 Miscellaneous Drainage Improvements I on Various County Roads in the Borough of Avalon. The work involves various locations along Ocean Drive (CR619) in Avalon and at 55<sup>th</sup> Street (CR619) in Ocean City.)
- 206-16 Resolution awarding 2016 Miscellaneous Drainage Improvements II on an As-Needed Basis throughout Cape May County to Landberg Construction, LLC based upon unit prices.  
(This Resolution awards the contract for 2016 Miscellaneous Drainage Improvements II on an As-Needed Basis throughout Cape May County.)
- 207-16 Resolution awarding contract to Midlantic Construction, LLC in the amount of \$1,231,492.08 for Lafayette Street (CR633) Bridge over Cape Island Creek Bridge Repairs.  
(This Resolution awards the contract for Lafayette Street (CR633) Bridge over Cape Island Creek Bridge Repairs in the City of Cape May and the Township of Lower.)
- 208-16 Resolution authorizing Change Order No. 2 in the amount of \$11,107.42 to Garden State General Construction, Inc. for Building No. 12 Slab and Foundation Demolition at the Cape May County Airport.  
(This Resolution authorizes a change order for clean-up of additional buried rubble and transite.)
- 209-16 Resolution authorizing Modification No. 1 in the amount of \$96,066.84 to Parsons Brinckerhoff, Inc. for Professional Engineering Services for the Scoping Phase for Improvements Tuckahoe Road (CR631) from Dennisville-Petersburg Road (CR610) to Butter Road (CR637) in Township of Upper.  
(This Resolution increases the ceiling amount for additional work to be performed by Parsons Brinckerhoff, Inc. under their professional engineering services agreement for scoping phase for improvements to Tuckahoe Road (CR631) from Dennisville-Petersburg Road (CR610) to Butter Road (CR637) in the Township of Upper.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X					X
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Thornton	X					

Addition:

- 210-16 Resolution authorizing the execution of a Historic Preservation Trust Fund Grant Program Grant Agreement with the City of Ocean City for the Project known as “City Hall Stabilization, Re-Pointing Bricks, City of Ocean City”, providing for a portion of the funding of this project, in a total amount not to exceed \$200,000.00, with adoption of all other terms and conditions of the annexed schedules.  
(This Resolution authorizes a Historic Preservation Trust Fund Grant Program Grant Agreement with City of Ocean City, for funding for the above-referenced project under the Open Space Program, pursuant to N.J.S.A. 40:12-16, et. seq.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X					

MOTION TO PAY BILLS: FH Desiderio moved/FH Hayes seconded

General Fund	4,843,934.42
Grant Fund	67,309.15
Tax Appeal Trust	1,890.39
County Clerk Trust	3,489.43
Sheriff Trust	650.00
Engineer/Planning Bd Dep	12,974.50
CMC Zoo Trust	19,113.39
Workers Compensation	14,350.92
Open Space Dedicated Fund	2,826.32
Self-Insurance Trust	929,324.60
Prosecutor Clearing Acct.	12,436.17
Prosecutor Forfeited Fnd	11,017.81
CMC Spay/Neuter Program	1,505.57
Animal Shelter Donations	2,889.97
Capital Improvements	1,595,162.63
Social Services Auth Bill List, 1/1/16 to 1/31/16	4,616.14
Social Services Auth Bill List, 2/1/16 to 2/9/16	9,038.21

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

PUBLIC COMMENTS: Ann and John Fitzgerald, and Judy Hansen of Rio Grande voiced concern over the proposed Middle Township bicycle path that will link Lower Township’s bike path. Atlantic City Electric’s right-of-way and the close proximity of the path to their properties is the issue they have with the project going forward.

Diane Walters of South Dennis stated she was the resident who recently sent correspondence regarding the ARC of Cape May County’s application for Open Space funding and asked the Board where the ARC stood on getting the grant money. Her concern was the usage of the building being in violation of a zoning variance.

ADJOURN: 5:34 P.M. FH Desiderio moved/FH Hayes seconded.

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

APPROVED

ATTEST:

DIRECTOR

CLERK OF THE BOARD